

UNITED STATES DISTRICT COURT

for the

District of South Carolina

United States of America)

Case No: 4:09CR849 TLW (1)

)

USM No: 18577-171

-versus-)

William F. Nettles, IV, Public Defender

)

Defendant's Attorney

Franklin Lee Brown)

)

Date of Previous Judgment: April 8, 2010)

(Use Date of Last Amended Judgment if Applicable))**Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)**

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG § 1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (*as reflected in the last judgment issued*) of one hundred one (101) months, which consists of forty-one (41) months as to Counts 1 and 2, with such terms to run concurrently, and pursuant to statute, sixty (60) months consecutive as to Count 3, **is reduced to** ninety (90) months, which consists of thirty (30) months as to Counts 1 and 2, with such terms to run concurrently, and pursuant to statute, sixty (60) months consecutive as to Count 3 for a total aggregate sentence of ninety (90) months. In the event this sentence is less than the amount of time Defendant has already served, this sentence is reduced to a time-served sentence of imprisonment.

Except as provided above, all provisions of the original judgment filed April 8, 2010 shall remain in effect.

IT IS SO ORDERED.Order Date: November 22, 2011s/ Terry L. Wooten*Judge's signature*

Effective Date: _____
(if different from order date)

Terry L. Wooten, United States District Judge*Printed name and title*